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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/776,444	02/10/2004	Thomas A. Berson	(P0230S-02) TYHC:0053-2/F	3698
52144 7590 03/20/2009 NELLCOR PURITAN BENNETT LLC ATTN: IP LEGAL 60 Middletown Avenue North Haven, CT 06473			EXAMINER WINAKUR, ERIC FRANK	
			ART UNIT 3768	PAPER NUMBER
			MAIL DATE 03/20/2009	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/776,444	BERSON ET AL.
	Examiner	Art Unit
	Eric F. Winakur	3768

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 25 August 2008 under 37 CFR 1.312 has been considered, and has been:

a) ☒ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

/Eric F Winakur/
Primary Examiner, Art Unit 3768